

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

235H0457

HOUSE BILL NO. 1066

Introduced by: Representatives Holbeck, Fryslie, Hennies (Don), Hennies (Thomas), Kloucek, Koistinen, Lintz, Madsen, Rhoden, and Slaughter and Senators Staggers, Hagen, Koskan, McIntyre, Reedy, and Vitter

1 FOR AN ACT ENTITLED, An Act to allow unloaded weapons at color guard ceremonies in
2 elementary or secondary school buildings.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 13-32-7 be amended to read as follows:

5 13-32-7. Any person, other than a law enforcement officer, who intentionally carries, has in
6 his possession, stores, keeps, leaves, places, or puts into the possession of another person, any
7 firearm, or air gun, whether or not the firearm or air gun is designed, adapted, used, or intended
8 primarily for imitative or noisemaking purposes, or any dangerous weapon, on or in any
9 elementary or secondary school premises, vehicle, or building or any premises, vehicle, or
10 building used or leased for elementary or secondary school functions, whether or not any person
11 is endangered by such actions, is guilty of a Class 1 misdemeanor. This section does not apply
12 to starting guns while in use at athletic events, firearms, or air guns at firing ranges, gun shows,
13 and supervised schools or sessions for training in the use of firearms. This section does not apply
14 to the ceremonial presence of unloaded weapons at color guard ceremonies.

